

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:12-cv-00313-BAH**

SHAPIRO v. DEPARTMENT OF JUSTICE  
Assigned to: Chief Judge Beryl A. Howell  
Case: 1:12-cv-01883-BAH  
Cause: 05:552 Freedom of Information Act

Date Filed: 02/27/2012  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**RYAN NOAH SHAPIRO**

represented by **Jeffrey Louis Light**  
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**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**DEPARTMENT OF JUSTICE**

represented by **Kenneth A. Adebonojo**  
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**Amicus**

**CENTER FOR CONSTITUTIONAL  
RIGHTS**

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TRUTHOUT

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CHAPTER

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Date Filed	#	Docket Text
02/27/2012	<u>1</u>	COMPLAINT against DEPARTMENT OF JUSTICE ( Filing fee \$ 350, receipt number 4616046291) filed by RYAN NOAH SHAPIRO. (Attachments: # <u>1</u> Civil Cover Sheet)(jf, ) (Entered: 02/28/2012)
02/27/2012		Summons (2) Issued as to DEPARTMENT OF JUSTICE, USA (jf, ) (Entered: 02/28/2012)
02/27/2012	<u>2</u>	NOTICE OF RELATED CASE by RYAN NOAH SHAPIRO. Case related to Case No. 11-1835. (jf, ) (Entered: 02/28/2012)
03/01/2012	<u>3</u>	STANDING ORDER. Signed by Judge Beryl A. Howell on March 1, 2012. (lcbah1) (Entered: 03/01/2012)
03/01/2012		MINUTE ORDER (paperless) Paragraph 5(b) of the Court's Standing Order is supplemented as follows: In the parties' joint statement filed in accordance with paragraph 5(b), the parties shall show cause why this case should not be consolidated with Shapiro v. Dep't of Justice, No. 11-cv-1835, and the plaintiff be required to file an Amended Complaint setting forth its claims in cases 12-cv-313, 12-cv-315, and 12-cv-318 against the same defendant in a single pleading. Signed by Judge Beryl A. Howell on March 1, 2012. (lcbah1) (Entered: 03/01/2012)
03/13/2012	<u>4</u>	NOTICE of Appearance by Kenneth A. Adebonojo on behalf of All Defendants (Adebonojo, Kenneth) (Entered: 03/13/2012)
03/26/2012	<u>5</u>	First MOTION for Extension of Time to <i>File an Answer or Otherwise Respond to Plaintiff's Complaint</i> by DEPARTMENT OF JUSTICE (Adebonojo, Kenneth) (Entered: 03/26/2012)
03/27/2012		MINUTE ORDER (paperless) granting the defendant's consent <u>5</u> Motion to Enlarge Time to File an Answer or Other Response to the Plaintiff's Complaint. The defendant shall respond to the Complaint by April 27, 2012. Signed by Judge Beryl A. Howell on March 27, 2012. (lcbah1) (Entered: 03/27/2012)
03/28/2012		Set/Reset Deadlines: Answer or Otherwise Repond to Complaint by 4/27/2012, (mpt) (Entered: 03/28/2012)
04/27/2012	<u>6</u>	MOTION for Leave to File <i>First Amended Complaint</i> by RYAN NOAH SHAPIRO (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Text of Proposed Order, # <u>3</u> Exhibit First Amended Complaint)(Light, Jeffrey) (Entered: 04/27/2012)
05/10/2012	<u>7</u>	First MOTION for Extension of Time to <i>File an Opposition to Plaintiff's Motion for Leave to File and Amended Complaint</i> by DEPARTMENT OF JUSTICE (Adebonojo, Kenneth) (Entered: 05/10/2012)

05/11/2012	<u>8</u>	ERRATA to Defendant's Consent Motion to Enlarge Time to File Opposition to Plaintiff's Motion for Leave to Amend Complaint by DEPARTMENT OF JUSTICE <u>7</u> First MOTION for Extension of Time to File an Opposition to Plaintiff's Motion for Leave to File and Amended Complaint filed by DEPARTMENT OF JUSTICE. (Adebonojo, Kenneth) (Entered: 05/11/2012)
05/11/2012		MINUTE ORDER (paperless) granting <u>7</u> First Motion to Enlarge Time to File an Opposition to Plaintiff's Motion for Leave to File First Amended Complaint. Defendant shall file its Opposition to Plaintiff's Motion for Leave to File First Amended Complaint by May 21, 2012. Signed by Judge Beryl A. Howell on 05/11/2012. (lcbah2) (Entered: 05/11/2012)
05/15/2012	<u>9</u>	Memorandum in opposition to re <u>6</u> MOTION for Leave to File <i>First Amended Complaint</i> filed by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Exhibit A)(Adebonojo, Kenneth) (Entered: 05/15/2012)
05/18/2012	<u>10</u>	REPLY to opposition to motion re <u>6</u> MOTION for Leave to File <i>First Amended Complaint</i> filed by RYAN NOAH SHAPIRO. (Light, Jeffrey) (Entered: 05/18/2012)
06/12/2012	<u>11</u>	ORDER denying <u>6</u> Plaintiff's Motion for Leave to File First Amended Complaint. The plaintiff shall file, by June 18, 2012, a renewed motion for leave to file an amended complaint in this case that shall consolidate all of his FOIA claims asserted in cases 11-cv-1835, 12-cv-313, 12-cv-315, and 12-cv-318. See Order for further details. Signed by Judge Beryl A. Howell on June 12, 2012. (lcbah1) (Entered: 06/12/2012)
06/12/2012		Set/Reset Deadlines: Renewed Motion due by 6/18/2012. (alp) (Entered: 06/13/2012)
06/18/2012	<u>12</u>	Second MOTION for Leave to File <i>First Amended Complaint</i> by RYAN NOAH SHAPIRO (Attachments: # <u>1</u> Exhibit First Amended Complaint, # <u>2</u> Text of Proposed Order)(Light, Jeffrey) (Entered: 06/18/2012)
06/19/2012		MINUTE ORDER (paperless) granting plaintiff's <u>12</u> Renewed Motion for Leave to File First Amended Complaint. Signed by Judge Beryl A. Howell on June 19, 2012. (lcbah1) (Entered: 06/19/2012)
06/19/2012	<u>13</u>	First AMENDED COMPLAINT against DEPARTMENT OF JUSTICE filed by RYAN NOAH SHAPIRO.(rdj) (Entered: 06/19/2012)
07/09/2012	<u>14</u>	MOTION for Extension of Time to File <i>Defendant's Meet and Confer Report</i> by DEPARTMENT OF JUSTICE (Adebonojo, Kenneth) (Entered: 07/09/2012)
07/09/2012	<u>15</u>	MEET AND CONFER STATEMENT. (Light, Jeffrey) (Entered: 07/09/2012)
07/11/2012		MINUTE ORDER (paperless) denying <u>14</u> Defendant's First Motion to Enlarge Time to File Defendant's Meet and Confer Report. In accordance with the defendant's prior agreement in Case No. 11-cv-1835, ECF No. 24 — prior to that case being consolidated with this case — to produce by May 15, 2012 all documents pertaining to the plaintiff and an organization called Compassion Over Killing, the defendant shall disclose to the plaintiff all such documents by July 20, 2012. The plaintiff shall, by July 20, 2012, provide the defendant with a list of priorities describing the order in which he believes his remaining FOIA requests should be processed. Within 20 days of the filing of the plaintiff's priority list, the defendant shall submit a proposed schedule for the production of the remaining documents that corresponds with the priority list provided by the plaintiff as well as a proposed schedule for the production of a completed Vaughn index. Signed by Judge Beryl A. Howell on July 11, 2012. (lcbah1) (Entered: 07/11/2012)
07/11/2012		Set/Reset Deadlines: Defendant's disclosure of documents pertaining to the plaintiff and an organization called Compassion Over Killing due by 7/20/2012. (tg, ) (Entered: 07/12/2012)
07/12/2012	<u>16</u>	NOTICE OF SUBMISSION OF PRIORITIES LIST by RYAN NOAH SHAPIRO (Attachments: # <u>1</u> Exhibit email receipt)(Light, Jeffrey) (Entered: 07/12/2012)
08/01/2012	<u>17</u>	MOTION to Stay <i>For Open America Stay</i> by DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Exhibit A and B)(Adebonojo, Kenneth) (Entered: 08/02/2012)
08/02/2012	<u>18</u>	NOTICE of Submission of Ex. B ex parte for in camera review by DEPARTMENT OF JUSTICE (Adebonojo, Kenneth) (Entered: 08/02/2012)

08/03/2012	<u>19</u>	NOTICE of Filing of Errata to Defendant's Motion for Open America Stay, ECF No. 17 by DEPARTMENT OF JUSTICE re <u>17</u> MOTION to Stay <i>For Open America Stay</i> (Attachments: # <u>1</u> Exhibit A)(Adebonojo, Kenneth) (Entered: 08/03/2012)
08/10/2012	<u>20</u>	MOTION for Order to Show Cause <i>Why the Clancy Declaration Should Not Be Made Public</i> by RYAN NOAH SHAPIRO (Attachments: # <u>1</u> Text of Proposed Order)(Light, Jeffrey) (Entered: 08/10/2012)
08/14/2012	<u>21</u>	Consent MOTION for Extension of Time to File Response/Reply as to <u>17</u> MOTION to Stay <i>For Open America Stay</i> by RYAN NOAH SHAPIRO (Attachments: # <u>1</u> Text of Proposed Order)(Light, Jeffrey) (Entered: 08/14/2012)
08/15/2012		MINUTE ORDER (paperless) granting <u>20</u> Motion to Show Cause why the defendant should be allowed to submit in camera and ex parte a document referenced in the <u>17</u> Defendant's Motion for Open America Stay, namely the Declaration of Michael A. Clancy ("Clancy Declaration"). Since the Clancy Declaration contains no classified information, which would require special handling, and is not the subject of a Protective Order or an existing order that it be sealed, under Local Civil Rule 5.1(j), the defendant shall file a notice, on or before September 3, 2012, providing a basis for why the Clancy Declaration should not be made a part of the public record in this case. Signed by Judge Beryl A. Howell on August 15, 2012. (lcbah1) (Entered: 08/15/2012)
08/15/2012		MINUTE ORDER (paperless) granting <u>21</u> Consent Motion for an Extension of Time to Respond to Defendant's Motion to Stay. The plaintiff shall file, on or before November 2, 2012, a response to the <u>17</u> Defendant's Motion for Open America Stay. Signed by Judge Beryl A. Howell on August 15, 2012. (lcbah1) (Entered: 08/15/2012)
08/15/2012		Set/Reset Deadlines: Defendant's Notice due by 9/3/2012. (tg, ) (Entered: 08/16/2012)
08/15/2012		Set/Reset Deadlines: Plaintiff's response due by 11/2/2012. (tg, ) (Entered: 08/16/2012)
08/30/2012	<u>22</u>	RESPONSE TO ORDER OF THE COURT re Order on Motion for Order to Show Cause,, filed by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Text of Proposed Order)(Adebonojo, Kenneth) (Entered: 08/30/2012)
09/12/2012	<u>23</u>	REPLY re Minute Order on Motion for Order to Show Cause filed by RYAN NOAH SHAPIRO. (Attachments: # <u>1</u> Declaration Ryan Noah Shapiro)(Light, Jeffrey) Modified on 9/13/2012 to to correct linkage (rdj). (Entered: 09/12/2012)
09/13/2012	<u>24</u>	ERRATA by RYAN NOAH SHAPIRO <u>23</u> Reply to Document filed by RYAN NOAH SHAPIRO. (Attachments: # <u>1</u> Declaration Ryan Noah Shapiro)(Light, Jeffrey) (Entered: 09/13/2012)
09/18/2012		ENTERED IN ERROR.....ORDER regarding the defendant's filing of a declaration ex parte and in camera. See Order for further details. Signed by Judge Beryl A. Howell on September 18, 2012. (lcbah1) Modified on 9/19/2012 (tg, ). (Entered: 09/18/2012)
09/19/2012	<u>25</u>	ORDER regarding the defendant's filing of a declaration ex parte and in camera. See Order for further details. Signed by Judge Beryl A. Howell on September 19, 2012. (lcbah1) (Entered: 09/19/2012)
09/19/2012		NOTICE OF CORRECTED DOCKET ENTRY: The Order entered on 9/18/2012 was entered in error. A new ORDER was entered under docket entry <u>25</u> on 9/19/2012. (tg, ) (Entered: 09/19/2012)
11/02/2012	<u>26</u>	CONSENT MOTION for Extension of Time UNTIL 1/4/13 to Respond to <u>17</u> Defendant's MOTION <i>For Open America Stay</i> by RYAN NOAH SHAPIRO (Attachments: # <u>1</u> Text of Proposed Order)(jeb, ) Modified on 11/2/2012 (jeb, ). (Entered: 11/02/2012)
11/02/2012		MINUTE ORDER (paperless) granting <u>26</u> Consent Motion for an Extension of Time to Respond to Defendant's Motion to Stay. The plaintiff shall file, by January 4, 2013, a response to the <u>17</u> Defendant's Motion for Open America Stay. Signed by Judge Beryl A. Howell on November 2, 2012. (lcbah1) (Entered: 11/02/2012)
11/02/2012		Set/Reset Deadlines: Response to Defendant's Motion for Open America Stay due by 1/4/2013. (tg, ) (Entered: 11/05/2012)

11/20/2012	<u>27</u>	MOTION for Leave to File <i>Notice of Deposition</i> by RYAN NOAH SHAPIRO (Attachments: # <u>1</u> Exhibit Hardy Declaration from Case 12-667 (CKK), # <u>2</u> Exhibit Proposed Notice of Deposition, # <u>3</u> Text of Proposed Order)(Light, Jeffrey) (Entered: 11/20/2012)
11/30/2012	<u>28</u>	Consent MOTION for Extension of Time to File <i>Defendant's Opposition to Plaintiff's Motion for Leave to Depose Defendant</i> by DEPARTMENT OF JUSTICE (Adebonojo, Kenneth) (Entered: 11/30/2012)
12/03/2012		MINUTE ORDER (paperless) granting <u>28</u> Consent Motion to Enlarge Time to File an Opposition to Plaintiff's Motion for Leave to Depose Defendant. The defendant shall file, by January 7, 2013, any response to the <u>27</u> Motion for Leave to Depose Defendant. The plaintiff shall file, by January 31, 2013, any response to <u>17</u> Defendant's Motion for Open America Stay. Signed by Judge Beryl A. Howell on December 3, 2012. (lcbah1) (Entered: 12/03/2012)
12/31/2012	<u>29</u>	MOTION for Extension of Time to File <i>Defendant's Opposition to Plaintiff's Motion for Leave to Depose Defendant</i> by DEPARTMENT OF JUSTICE (Adebonojo, Kenneth) (Entered: 12/31/2012)
01/02/2013		MINUTE ORDER (paperless) granting <u>29</u> Motion to Enlarge Time to File an Opposition to Plaintiff's Motion for Leave to Depose Defendant. The defendant shall file, by January 14, 2013, any response to the <u>27</u> Motion for Leave to Depose Defendant. The plaintiff shall file, by February 7, 2013, any response to the <u>17</u> Defendant's Motion for Open America Stay. Signed by Judge Beryl A. Howell on January 2, 2013. (lcbah1) (Entered: 01/02/2013)
01/02/2013		Set/Reset Deadlines: Response to <u>27</u> Motion for Leave to Depose Defendant due by 1/14/2013. Response to <u>17</u> Motion for Open America Stay due 2/7/2013. (tg, ) (Entered: 01/02/2013)
01/14/2013	<u>30</u>	Memorandum in opposition to re <u>27</u> MOTION for Leave to File <i>Notice of Deposition</i> filed by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Exhibit 1)(Adebonojo, Kenneth) (Entered: 01/14/2013)
01/24/2013	<u>31</u>	REPLY to opposition to motion re <u>27</u> MOTION for Leave to File <i>Notice of Deposition</i> filed by RYAN NOAH SHAPIRO. (Light, Jeffrey) (Entered: 01/24/2013)
01/30/2013	<u>32</u>	ORDER denying <u>27</u> Motion for Leave to Depose Defendant. See Order for further details. Signed by Judge Beryl A. Howell on January 30, 2013. (lcbah1) (Entered: 01/30/2013)
02/05/2013	<u>33</u>	MOTION for Extension of Time to File Response/Reply as to <u>17</u> MOTION to Stay <i>For Open America Stay</i> by RYAN NOAH SHAPIRO (Attachments: # <u>1</u> Text of Proposed Order)(Light, Jeffrey) (Entered: 02/05/2013)
02/05/2013		MINUTE ORDER (paperless) granting in part and denying in part <u>33</u> Motion for an Extension of Time to Respond to Defendant's Motion to Stay. The plaintiff shall file, by February 21, 2013, any opposition to the <u>17</u> Defendant's Motion for Open America Stay. The defendant shall file, by March 25, 2013, any reply in further support of the <u>17</u> Defendant's Motion for Open America Stay. Any amicus curiae wishing to file a brief in support or opposition of the <u>17</u> Defendant's Motion for Open America Stay must file, by February 21, 2013, a motion for leave to file such a brief. Signed by Judge Beryl A. Howell on February 5, 2013. (lcbah1) (Entered: 02/05/2013)
02/05/2013		Set/Reset Deadlines: Opposition to <u>17</u> Motion due by 2/21/2013. Reply due by 3/25/2013. Motion for leave to file amicus curiae brief due by 2/21/2013. (tg, ) (Entered: 02/06/2013)
02/21/2013	<u>34</u>	MOTION for Leave to File <i>Amici Curiae Brief</i> by NATIONAL SECURITY COUNSELORS, NATIONAL SECURITY ARCHIVE, CENTER FOR CONSTITUTIONAL RIGHTS, TRUTHOUT, MARK ZAID (Attachments: # <u>1</u> Text of Proposed Order)(McClanahan, Kelly) (Entered: 02/21/2013)
02/21/2013	<u>35</u>	Memorandum in opposition to re <u>17</u> MOTION to Stay <i>For Open America Stay</i> filed by RYAN NOAH SHAPIRO. (Attachments: # <u>1</u> Declaration Jason Leopold, # <u>2</u> Declaration Dara Lovitz, # <u>3</u> Declaration Will Potter, # <u>4</u> Declaration Ryan Noah Shapiro, Second, # <u>5</u> Exhibit, # <u>6</u> Exhibit, # <u>7</u> Exhibit, # <u>8</u> Exhibit, # <u>9</u> Exhibit, # <u>10</u>



		Exhibit, # <u>11</u> Exhibit, # <u>12</u> Exhibit, # <u>13</u> Exhibit, # <u>14</u> Exhibit, # <u>15</u> Exhibit, # <u>16</u> Exhibit, # <u>17</u> Exhibit, # <u>18</u> Text of Proposed Order)(Light, Jeffrey) (Entered: 02/22/2013)
02/22/2013		MINUTE ORDER (paperless) Upon consideration of the <u>34</u> Motion for Leave to File Amici Curiae Brief in Opposition to Defendant's Motion for Open America Stay, the defendant shall file, by February 27, 2013, a response that sets forth its reasons for opposing the filing of the proposed amicus brief. Signed by Judge Beryl A. Howell on February 22, 2013. (lcbah1) (Entered: 02/22/2013)
02/22/2013	<u>36</u>	ERRATA by RYAN NOAH SHAPIRO <u>35</u> Memorandum in Opposition,, filed by RYAN NOAH SHAPIRO. (Light, Jeffrey) (Entered: 02/22/2013)
02/22/2013		Set/Reset Deadlines: Response to Order of the Court due by 2/27/2013 (tg, ) (Entered: 02/22/2013)
02/22/2013	<u>37</u>	NOTICE of Request for Oral Argument by RYAN NOAH SHAPIRO re <u>17</u> MOTION to Stay For Open America Stay (Light, Jeffrey) (Entered: 02/22/2013)
02/27/2013	<u>38</u>	Memorandum in opposition to re <u>34</u> MOTION for Leave to File Amici Curiae Brief filed by DEPARTMENT OF JUSTICE. (Adebonojo, Kenneth) (Entered: 02/27/2013)
02/28/2013		MINUTE ORDER (paperless) denying without prejudice <u>34</u> Motion for Leave to File Amici Curiae Brief in Opposition to Defendant's Motion for Open America Stay. The motion is denied without prejudice due to amici's failure to append a copy of a proposed brief to their motion. See FED. R. APP. P. 29(b). Signed by Judge Beryl A. Howell on February 28, 2013. (lcbah1) (Entered: 02/28/2013)
03/02/2013	<u>39</u>	Consent MOTION for Briefing Schedule for Motion for Leave to File Amici Brief by CENTER FOR CONSTITUTIONAL RIGHTS, NATIONAL SECURITY ARCHIVE, NATIONAL SECURITY COUNSELORS, TRUTHOUT, MARK ZAID (Attachments: # <u>1</u> Text of Proposed Order)(McClanahan, Kelly) (Entered: 03/02/2013)
03/04/2013		MINUTE ORDER (paperless) granting <u>39</u> Consent Motion for Entry of Briefing Schedule. Amici must file, by March 14, 2013 a motion for leave to file an amicus curiae brief. The defendant must file, by March 20, 2013, any opposition to amici's motion for leave to file. Amici must file, by March 25, 2013, any reply in further support of their motion for leave to file. The defendant shall file, by April 19, 2013, any reply in further support of its <u>17</u> Motion for Open America Stay. The defendant shall file, by April 19, 2013, any response to the plaintiff's <u>37</u> Notice of Request for Oral Argument. It is further ORDERED that this case is STAYED until the defendant's <u>17</u> Motion for Open America Stay has been fully briefed and is ripe for consideration by the Court. Signed by Judge Beryl A. Howell on March 4, 2013. (lcbah1) (Entered: 03/04/2013)
03/04/2013		Case Stayed. (tg, ) (Entered: 03/07/2013)
03/05/2013		Set/Reset Deadlines: Amici must file, by 3/14/2013, a motion for leave to file an amicus curiae brief. The defendant must file, by 3/20/2013, any opposition to amici's motion for leave to file. Amici must file, by 3/25/2013, any reply in further support of their motion for leave to file. The defendant shall file, by 4/19/2013, any reply in further support of its <u>17</u> Motion for Open America Stay. The defendant shall file, by 4/19/2013, any response to the plaintiff's <u>37</u> Notice of Request for Oral Argument. (ad) (Entered: 03/05/2013)
03/14/2013	<u>40</u>	Second MOTION for Leave to File Amici Curiae Brief by CENTER FOR CONSTITUTIONAL RIGHTS, NATIONAL SECURITY ARCHIVE, NATIONAL SECURITY COUNSELORS, TRUTHOUT, MARK ZAID, NATIONAL LAWYERS GUILD, D.C. CHAPTER (Attachments: # <u>1</u> Exhibit A – Proposed amici brief, # <u>2</u> Exhibit A–1 – McClanahan declaration, # <u>3</u> Exhibit A–2 – Jones declaration, # <u>4</u> Exhibit A–3 – Feinman brief, # <u>5</u> Exhibit A–4 – NSC v. CIA brief, # <u>6</u> Text of Proposed Order)(McClanahan, Kelly) (Entered: 03/14/2013)
03/20/2013	<u>41</u>	Memorandum in opposition to re <u>40</u> Second MOTION for Leave to File Amici Curiae Brief filed by DEPARTMENT OF JUSTICE. (Adebonojo, Kenneth) (Entered: 03/20/2013)

03/25/2013	<u>42</u>	REPLY to opposition to motion re <u>40</u> Second MOTION for Leave to File <i>Amici Curiae Brief</i> filed by CENTER FOR CONSTITUTIONAL RIGHTS, NATIONAL LAWYERS GUILD, D.C. CHAPTER, NATIONAL SECURITY ARCHIVE, NATIONAL SECURITY COUNSELORS, TRUTHOUT, MARK ZAID. (Attachments: # <u>1</u> Exhibit B – 2d Jones Declaration, # <u>2</u> Exhibit C – Doe I brief)(McClanahan, Kelly) (Entered: 03/26/2013)
04/02/2013		MINUTE ORDER (paperless) granting <u>40</u> Renewed Motion for Leave to File Amicus Curiae Brief in Partial Opposition to Defendant's Motion for Open America Stay because the movants' proposed brief complies with the requirements of Federal Rule of Appellate Procedure 29. The movants, as frequent FOIA requesters, have fully explained (1) their interest in this matter, (2) the reasons why their proposed amicus brief is desirable; and (3) why the matters asserted in their amicus brief are relevant to the disposition of this case. See Fed. R. App. P. 29(b). In particular, amici's arguments regarding "the question of interim releases," see ECF No. 42, at 2 n.1, are likely to be both desirable and relevant to deciding the pending <u>17</u> Defendant's Motion for Open America Stay. Signed by Judge Beryl A. Howell on April 2, 2013. (lcbah1) (Entered: 04/02/2013)
04/02/2013	<u>43</u>	AMICUS BRIEF by CENTER FOR CONSTITUTIONAL RIGHTS, NATIONAL LAWYERS GUILD, D.C. CHAPTER, NATIONAL SECURITY ARCHIVE, NATIONAL SECURITY COUNSELORS, TRUTHOUT, MARK ZAID. (rdj) (Entered: 04/03/2013)
04/15/2013	<u>44</u>	NOTICE by RYAN NOAH SHAPIRO re <u>35</u> Memorandum in Opposition,, (Attachments: # <u>1</u> Exhibit 1 – Opinion denying Open America stay in EPIC v. FBI, # <u>2</u> Exhibit 2 – EPIC v. FBI Second Hardy Declaration, # <u>3</u> Declaration Ryan Noah Shapiro, Third, # <u>4</u> Declaration Jason Leopold, Second)(Light, Jeffrey) (Entered: 04/15/2013)
04/16/2013	<u>45</u>	Consent MOTION for Extension of Time to <i>File a Combined Reply to Plaintiff's and Amicus' Opposition to Defendant's Motion for an Open America Stay</i> by DEPARTMENT OF JUSTICE (Adebonojo, Kenneth) (Entered: 04/16/2013)
04/16/2013		MINUTE ORDER (paperless) granting <u>45</u> Consent Motion to Enlarge Time to File a Combined Reply to Plaintiff's and Amicus' Opposition to Defendant's Motion for an Open America Stay. The defendant shall file, by May 21, 2013, any reply in further support of its <u>17</u> Motion for Open America Stay. Signed by Judge Beryl A. Howell on April 16, 2013. (lcbah1) (Entered: 04/16/2013)
04/16/2013		Set/Reset Deadlines: Reply in support of <u>17</u> Motion due by 5/21/2013. (tg, ) (Entered: 04/17/2013)
05/17/2013	<u>46</u>	MOTION for Extension of Time to <i>File a Reply to Plaintiff's and Amicus' Opposition to Defendant's Motion for Open America Stay</i> by DEPARTMENT OF JUSTICE (Adebonojo, Kenneth) (Entered: 05/17/2013)
05/17/2013	<u>47</u>	Memorandum in opposition to re <u>46</u> MOTION for Extension of Time to <i>File a Reply to Plaintiff's and Amicus' Opposition to Defendant's Motion for Open America Stay</i> filed by RYAN NOAH SHAPIRO. (Attachments: # <u>1</u> Text of Proposed Order)(Light, Jeffrey) (Entered: 05/17/2013)
05/18/2013	<u>48</u>	REPLY to opposition to motion re <u>46</u> MOTION for Extension of Time to <i>File a Reply to Plaintiff's and Amicus' Opposition to Defendant's Motion for Open America Stay</i> filed by DEPARTMENT OF JUSTICE. (Adebonojo, Kenneth) (Entered: 05/18/2013)
05/20/2013		MINUTE ORDER (paperless) granting <u>46</u> Motion to Enlarge Time to File a Combined Reply to Plaintiff's and Amicus' Opposition to Defendant's Motion for an Open America Stay, for good cause shown. The defendant shall file, by May 24, 2013, any reply in further support of its <u>17</u> Motion for Open America Stay. Signed by Judge Beryl A. Howell on May 20, 2013. (lcbah1) (Entered: 05/20/2013)
05/20/2013		Set/Reset Deadlines: Reply in Support of <u>17</u> Motion due by 5/24/2013. (tg, ) (Entered: 05/20/2013)
05/24/2013	<u>49</u>	REPLY to opposition to motion re <u>17</u> MOTION to Stay <i>For Open America Stay</i> filed by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Exhibit A)(Adebonojo, Kenneth) (Entered: 05/24/2013)

06/03/2013	<u>50</u>	MOTION for Briefing Schedule <i>for Motion for Leave to File Response</i> by CENTER FOR CONSTITUTIONAL RIGHTS, NATIONAL LAWYERS GUILD, D.C. CHAPTER, NATIONAL SECURITY ARCHIVE, NATIONAL SECURITY COUNSELORS, TRUTHOUT, MARK ZAID (Attachments: # <u>1</u> Text of Proposed Order)(McClanahan, Kelly) (Entered: 06/03/2013)
06/07/2013	<u>51</u>	Memorandum in opposition to re <u>50</u> MOTION for Briefing Schedule <i>for Motion for Leave to File Response</i> filed by DEPARTMENT OF JUSTICE. (Adebonojo, Kenneth) (Entered: 06/07/2013)
06/08/2013	<u>52</u>	REPLY to opposition to motion re <u>50</u> MOTION for Briefing Schedule <i>for Motion for Leave to File Response</i> filed by CENTER FOR CONSTITUTIONAL RIGHTS, NATIONAL LAWYERS GUILD, D.C. CHAPTER, NATIONAL SECURITY ARCHIVE, NATIONAL SECURITY COUNSELORS, TRUTHOUT, MARK ZAID. (McClanahan, Kelly) (Entered: 06/08/2013)
06/10/2013	<u>53</u>	MOTION for Leave to File <i>Surreply in Opposition to Defendant's Motion for Open America Stay</i> by RYAN NOAH SHAPIRO (Attachments: # <u>1</u> Exhibit Proposed surreply, # <u>2</u> Exhibit A to surreply, # <u>3</u> Exhibit B to surreply, # <u>4</u> Exhibit C to surreply, # <u>5</u> Exhibit D to surreply, # <u>6</u> Text of Proposed Order)(Light, Jeffrey) (Entered: 06/10/2013)
06/12/2013	<u>54</u>	MOTION for Leave to File <i>Amici Curiae Response</i> by CENTER FOR CONSTITUTIONAL RIGHTS, NATIONAL LAWYERS GUILD, D.C. CHAPTER, NATIONAL SECURITY ARCHIVE, NATIONAL SECURITY COUNSELORS, TRUTHOUT, MARK ZAID (Attachments: # <u>1</u> Exhibit A – Proposed response, # <u>2</u> Text of Proposed Order)(McClanahan, Kelly) (Entered: 06/12/2013)
06/27/2013	<u>55</u>	Memorandum in opposition to re <u>53</u> MOTION for Leave to File <i>Surreply in Opposition to Defendant's Motion for Open America Stay</i> filed by DEPARTMENT OF JUSTICE. (Adebonojo, Kenneth) (Entered: 06/27/2013)
06/28/2013	<u>56</u>	REPLY to opposition to motion re <u>53</u> MOTION for Leave to File <i>Surreply in Opposition to Defendant's Motion for Open America Stay</i> filed by RYAN NOAH SHAPIRO. (Light, Jeffrey) (Entered: 06/28/2013)
07/01/2013		MINUTE ORDER (paperless) Upon consideration of the <u>53</u> Motion for Leave to File Surreply, the memoranda submitted in support and opposition, and the entire record herein it is hereby ORDERED that the <u>53</u> Motion for Leave to File Surreply is GRANTED. The Court will accept the plaintiff's surreply brief in light of the amount of briefing that has already been submitted and the significance of the issues presented in this case. Signed by Judge Beryl A. Howell on July 1, 2013. (lcbah1) (Entered: 07/01/2013)
07/01/2013	<u>57</u>	SURREPLY to re <u>17</u> MOTION to Stay <i>For Open America Stay</i> filed by RYAN NOAH SHAPIRO. (rdj) (Entered: 07/01/2013)
09/24/2013		MINUTE ORDER (paperless) The Amici's <u>54</u> Motion for Leave to File Amici Curiae Response is GRANTED and the Amici's <u>50</u> Motion for Briefing Schedule is DENIED as moot. Signed by Judge Beryl A. Howell on September 24, 2013. (lcbah1) (Entered: 09/24/2013)
09/24/2013	<u>58</u>	RESPONSE re <u>17</u> MOTION to Stay <i>For Open America Stay</i> filed by CENTER FOR CONSTITUTIONAL RIGHTS, NATIONAL LAWYERS GUILD, D.C. CHAPTER, NATIONAL SECURITY ARCHIVE, NATIONAL SECURITY COUNSELORS, TRUTHOUT, MARK ZAID. (rdj) (Entered: 09/25/2013)
01/28/2014	<u>59</u>	NOTICE OF SUPPLEMENTAL AUTHORITY by RYAN NOAH SHAPIRO (Attachments: # <u>1</u> Exhibit)(Light, Jeffrey) (Entered: 01/28/2014)
12/08/2014	<u>60</u>	NOTICE OF SUPPLEMENTAL AUTHORITY by RYAN NOAH SHAPIRO (Attachments: # <u>1</u> Declaration Ryan Noah Shapiro (Fourth))(Light, Jeffrey) (Entered: 12/08/2014)
12/08/2014	<u>61</u>	ORDER GRANTING in part and DENYING in part the defendant's <u>17</u> Motion for Open America Stay. The <u>17</u> Motion is GRANTED insofar as it requests entry of an Open America stay and is DENIED insofar as it requests that stay to last until September 30, 2019. This matter is STAYED until September 30, 2017, on which date



		the defendant shall file a status report apprising the Court whether good cause exists to extend the stay and, if so, until what date the stay should be extended. The defendant shall, on February 9, 2015, and every ninety days thereafter, file a status report apprising the Court and the plaintiff of the defendant's progress in processing the plaintiff's FOIA requests. See Order for further details. Signed by Judge Beryl A. Howell on December 8, 2014. (lcbah1) (Entered: 12/08/2014)
12/09/2014		Case Stayed until 9/30/2017. Defendant's First Status Report due by 2/9/2015. (tg, ) (Entered: 12/09/2014)
12/18/2014	<u>62</u>	MOTION for Certification for interlocutory appeal <i>as to Order Granting Open America stay</i> by RYAN NOAH SHAPIRO (Attachments: # <u>1</u> Text of Proposed Order)(Light, Jeffrey) (Entered: 12/18/2014)
01/05/2015	<u>63</u>	Consent MOTION for Extension of Time to <i>File Defendant's Opposition to Plaintiff's Motion for Certification of Interlocutory Appeal</i> by DEPARTMENT OF JUSTICE (Adebonojo, Kenneth) (Entered: 01/05/2015)
01/06/2015		MINUTE ORDER (paperless) GRANTING the defendant's <u>63</u> Motion to Enlarge Time to File Defendant's Opposition to Plaintiff's Motion for Certification for Interlocutory Appeal. The defendant shall, by January 21, 2015, file any opposition to the plaintiff's <u>62</u> Motion to Certify for Interlocutory Appeal. Signed by Judge Beryl A. Howell on January 6, 2015. (lcbah1) (Entered: 01/06/2015)
01/06/2015		Set/Reset Deadlines: Opposition to the plaintiff's <u>62</u> Motion to Certify for Interlocutory Appeal due by 1/21/2015. (tg, ) (Entered: 01/06/2015)
01/21/2015	<u>64</u>	MOTION for Extension of Time to <i>File Defendant's Opposition to Plaintiff's Motion to Certify for Interlocutory Appeal</i> by DEPARTMENT OF JUSTICE (Adebonojo, Kenneth) (Entered: 01/21/2015)
01/22/2015		MINUTE ORDER (paperless) GRANTING, <i>nunc pro tunc</i> , the defendant's unopposed <u>64</u> Motion to Enlarge Time to File Defendant's Opposition to Plaintiff's Motion for Certification for Interlocutory Appeal. The defendant shall, by January 23, 2015, file any opposition to the plaintiff's <u>62</u> Motion. Signed by Judge Beryl A. Howell on January 22, 2015. (lcbah1) (Entered: 01/22/2015)
01/22/2015		Set/Reset Deadlines: Opposition to <u>62</u> Motion due by 1/23/2015. (tg, ) (Entered: 01/22/2015)
01/23/2015	<u>65</u>	Memorandum in opposition to re <u>62</u> MOTION for Certification for interlocutory appeal <i>as to Order Granting Open America stay</i> filed by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Exhibit A)(Adebonojo, Kenneth) (Entered: 01/23/2015)
02/02/2015	<u>66</u>	Consent MOTION for Extension of Time to File Response/Reply as to <u>62</u> MOTION for Certification for interlocutory appeal <i>as to Order Granting Open America stay</i> by RYAN NOAH SHAPIRO (Attachments: # <u>1</u> Text of Proposed Order)(Light, Jeffrey) (Entered: 02/02/2015)
02/03/2015		MINUTE ORDER (paperless) GRANTING <i>nunc pro tunc</i> the plaintiff's <u>66</u> Consent Motion for an Extension of Time to File a Reply in Support of Motion to Certify for Interlocutory Appeal. The plaintiff shall, by February 17, 2015, file any reply to the defendant's <u>65</u> Opposition to the plaintiff's <u>62</u> Motion for Certification for Interlocutory Appeal. Signed by Judge Beryl A. Howell on February 3, 2015. (lcbah1) (Entered: 02/03/2015)
02/04/2015		Set/Reset Deadlines: Reply due by 2/17/2015. (mpt, ) (Entered: 02/04/2015)
02/08/2015	<u>67</u>	STATUS REPORT <i>For Open America Processing as of February 9, 2015</i> by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Exhibit A)(Adebonojo, Kenneth) (Entered: 02/08/2015)
02/08/2015	<u>68</u>	NOTICE of Refiling of Exhibit A to ECF No. 67 by DEPARTMENT OF JUSTICE re <u>67</u> Status Report (Attachments: # <u>1</u> Exhibit A)(Adebonojo, Kenneth) (Entered: 02/08/2015)
02/18/2015	<u>69</u>	REPLY to opposition to motion re <u>62</u> MOTION for Certification for interlocutory appeal <i>as to Order Granting Open America stay</i> filed by RYAN NOAH SHAPIRO. (Light, Jeffrey) (Entered: 02/18/2015)

02/18/2015		MINUTE ORDER (paperless) DENYING the plaintiff's <u>62</u> Motion for Certification of Interlocutory Appeal. Despite the plaintiff's arguments to the contrary, <i>see</i> <u>69</u> Pl.'s Reply at 1, interlocutory appeal certification pursuant to 28 U.S.C. § 1292(b) "is meant to be applied in relatively few situations and should not be read as a significant incursion on the traditional federal policy against piecemeal appeals." <i>Tolson v. United States</i> , 732 F.2d 998, 1002 (D.C. Cir. 1984) (quoting Wright & Miller, Federal Practice and Procedure sec. 2658.2 at 80 (2d ed. 1983)). The plaintiff's motion merely seeks to re-argue points already raised by the plaintiff and amici, and rejected by this Court, in the context of the plaintiff's original opposition to the stay in this matter. <i>See Am. Soc. For Prevention of Cruelty to Animals v. Ringling Bros. and Barnum and Bailey Circus</i> , 246 F.R.D. 39, 43 (D.D.C. 2007). The defendant's representations that rolling production of documents is now occurring and there "has been... a significant increase in speed of processing Plaintiffs request," <u>65</u> Def.'s Opp'n, further militates against certifying such an extraordinary appeal. Finally, the facts contained in the <i>ex parte</i> submission in support of the defendant's <u>17</u> Motion for Open America Stay, on which the Court based its ruling in part, have not changed. Consequently, the plaintiff's <u>62</u> Motion for Interlocutory Appeal is DENIED. Signed by Judge Beryl A. Howell on February 18, 2015. (lcbah1) (Entered: 02/18/2015)
05/08/2015	<u>70</u>	STATUS REPORT <i>Regarding Processing Progress</i> by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Exhibit A)(Adebonojo, Kenneth) (Entered: 05/08/2015)
08/10/2015	<u>71</u>	STATUS REPORT <i>Regarding Processing Progress</i> by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Exhibit A)(Adebonojo, Kenneth) (Entered: 08/10/2015)
11/10/2015	<u>72</u>	STATUS REPORT <i>Regarding Processing Progress</i> by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Exhibit A)(Adebonojo, Kenneth) (Entered: 11/10/2015)
02/09/2016	<u>73</u>	STATUS REPORT by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Exhibit A)(Adebonojo, Kenneth) (Entered: 02/09/2016)
05/05/2016	<u>74</u>	STATUS REPORT by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Exhibit A)(Adebonojo, Kenneth) (Entered: 05/05/2016)
05/05/2016	<u>75</u>	NOTICE of Re-Filing of "Exhibit A" to Defendant's Processing Progress Status Report, ECF No. 74 by DEPARTMENT OF JUSTICE re <u>74</u> Status Report (Attachments: # <u>1</u> Exhibit A)(Adebonojo, Kenneth) (Entered: 05/05/2016)
08/03/2016	<u>76</u>	STATUS REPORT <i>Regarding Processing Progress</i> by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Exhibit A)(Adebonojo, Kenneth) (Entered: 08/03/2016)
11/10/2016	<u>77</u>	STATUS REPORT <i>Regarding Defendant's Progressing Progress</i> by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Exhibit A)(Adebonojo, Kenneth) (Entered: 11/10/2016)
02/07/2017	<u>78</u>	STATUS REPORT by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Exhibit A)(Adebonojo, Kenneth) (Entered: 02/07/2017)
05/02/2017	<u>79</u>	STATUS REPORT <i>Regarding Processing Progress</i> by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Exhibit A)(Adebonojo, Kenneth) (Entered: 05/02/2017)
05/03/2017		MINUTE ORDER (paperless) DIRECTING, upon consideration of the defendant's <u>79</u> status report, the parties to submit, by May 17, 2017, a Joint Status Report advising the Court whether the stay in this case should be lifted and, if so, providing a proposed scheduling order to control further proceedings in this matter. Signed by Chief Judge Beryl A. Howell on May 3, 2017. (lcbah4) (Entered: 05/03/2017)
05/04/2017		Set/Reset Deadlines: Joint Status Report due by 5/17/2017. (tg) (Entered: 05/04/2017)
05/19/2017	<u>80</u>	MOTION for Extension of Time to File <i>Joint Status Report</i> by RYAN NOAH SHAPIRO (Attachments: # <u>1</u> Text of Proposed Order)(Light, Jeffrey) (Entered: 05/19/2017)
05/22/2017		MINUTE ORDER (paperless) GRANTING, <i>nunc pro tunc</i> , the plaintiff's <u>80</u> Motion for Extension of Time to File Joint Status Report. Accordingly, the parties shall file, by May 24, 2017, a Joint Status Report advising the Court whether the stay in this case should be lifted and, if so, providing a proposed scheduling order to control further proceedings in this matter. Signed by Chief Judge Beryl A. Howell on May 22, 2017. (lcbah4) (Entered: 05/22/2017)

05/22/2017		Set/Reset Deadlines: Joint Status Report due by 5/24/2017. (tg) (Entered: 05/22/2017)
05/24/2017	<u>81</u>	Joint STATUS REPORT by RYAN NOAH SHAPIRO. (Light, Jeffrey) (Entered: 05/24/2017)
05/25/2017		MINUTE ORDER (paperless) DIRECTING, upon consideration of the parties' <u>81</u> Joint Status Report, the parties to submit, by June 26, 2017, a Joint Status Report advising the Court whether the stay in this case should be lifted and, if so, providing a proposed scheduling order to control further proceedings in this matter. Signed by Chief Judge Beryl A. Howell on May 25, 2017. (lcbah4) (Entered: 05/25/2017)
05/26/2017		Set/Reset Deadlines: Joint Status Report due by 6/26/2017. (tg) (Entered: 05/26/2017)
06/22/2017	<u>82</u>	Consent MOTION for Extension of Time to File <i>Joint Status Report</i> by RYAN NOAH SHAPIRO (Attachments: # <u>1</u> Text of Proposed Order)(Light, Jeffrey) (Entered: 06/22/2017)
06/22/2017		MINUTE ORDER (paperless) GRANTING the plaintiff's <u>82</u> Consent Motion for Extension of Time to File Joint Status Report. Accordingly, the parties shall submit, by June 30, 2017, a Joint Status Report advising the Court whether the stay in this case should be lifted and, if so, providing a proposed scheduling order to control further proceedings in this matter. Signed by Chief Judge Beryl A. Howell on June 22, 2017. (lcbah4) (Entered: 06/22/2017)
06/22/2017		Set/Reset Deadlines: Joint Status Report due by 6/30/2017. (tg) (Entered: 06/23/2017)
06/30/2017	<u>83</u>	Joint STATUS REPORT by RYAN NOAH SHAPIRO. (Light, Jeffrey) (Entered: 06/30/2017)
07/03/2017		MINUTE ORDER (paperless) DIRECTING, upon consideration of the parties' <u>83</u> Joint Status Report, the parties to file, by August 29, 2017, a further Joint Status Report proposing a schedule to govern future proceedings in this matter. Signed by Chief Judge Beryl A. Howell on July 3, 2017. (lcbah4) (Entered: 07/03/2017)
07/05/2017		Set/Reset Deadlines: Joint Status Report due by 8/29/2017. (tg) (Entered: 07/05/2017)
08/29/2017	<u>84</u>	Joint STATUS REPORT by RYAN NOAH SHAPIRO. (Light, Jeffrey) (Entered: 08/29/2017)
08/30/2017		MINUTE ORDER (paperless) DIRECTING, upon consideration of the parties' <u>84</u> Joint Status Report, the parties to submit, by October 12, 2017, their respective proposals for a "sampling approach" for a <i>Vaughn</i> Index, setting forth how each party believes a sampling approach should be employed in this case, together with any other areas of disagreement they wish the Court to address. Signed by Chief Judge Beryl A. Howell on August 30, 2017 (lcbah4) (Entered: 08/30/2017)
08/31/2017		Set/Reset Deadlines: Parties To Submit Their Respective Proposals For A "Sampling Approach" For A Vaughn Index due by 10/12/2017. (mac) (Entered: 08/31/2017)
10/11/2017	<u>85</u>	Consent MOTION for Extension of Time to <i>File the Parties' Status Report</i> by DEPARTMENT OF JUSTICE (Adebonojo, Kenneth) (Entered: 10/11/2017)
10/12/2017		MINUTE ORDER (paperless) GRANTING the defendant's <u>85</u> Consent Motion for Extension of Time. Accordingly, the parties shall submit, by October 20, 2017, their respective proposals for a "sampling approach" for a <i>Vaughn</i> Index, setting forth how each party believes a sampling approach should be employed in this case, together with any other areas of disagreement they wish the Court to address. Signed by Chief Judge Beryl A. Howell on October 12, 2017. (lcbah4) (Entered: 10/12/2017)
10/12/2017		Set/Reset Deadlines: Parties' "sampling approach" for a Vaughn Index due by 10/20/2017. (hmc) (Entered: 10/12/2017)
10/20/2017	<u>86</u>	Joint STATUS REPORT by RYAN NOAH SHAPIRO. (Light, Jeffrey) (Entered: 10/20/2017)
10/23/2017		MINUTE ORDER (paperless) APPROVING the parties jointly proposed sampling method and DIRECTING the parties to file, by November 22, 2017, a proposed briefing schedule for further proceedings, including motions for summary judgment. Signed by Chief Judge Beryl A. Howell on October 23, 2017. (lcbah4) (Entered: 10/23/2017)

10/23/2017		Set/Reset Deadlines: Joint Proposed Briefing Schedule due by 11/22/2017. (tg) (Entered: 10/23/2017)
11/22/2017	<u>87</u>	PROPOSED BRIEFING SCHEDULE re Order, <i>Joint</i> by RYAN NOAH SHAPIRO. (Light, Jeffrey) (Entered: 11/22/2017)
11/24/2017		MINUTE ORDER (paperless) ISSUING, upon consideration of the parties' <u>87</u> Joint Proposed Briefing Schedule, the following SCHEDULING ORDER to control further proceedings in this case: (1) the plaintiff shall, by March 15, 2018, designate a sample for the <i>Vaughn</i> index; (2) the defendant shall, by June 13, 2018, file any motion for summary judgment; (3) the plaintiff shall, by August 14, 2018, file an opposition to the defendant's motion for summary judgment, as well as any cross-motion for summary judgment; (4) the defendant shall, by October 16, 2018, file a reply in support of its motion for summary judgment, as well as an opposition to the plaintiff's cross-motion for summary judgment; (5) the plaintiff shall, by December 17, 2018, file a reply in support of its cross-motion for summary judgment. Signed by Chief Judge Beryl A. Howell on November 24, 2017. (lcbah4) (Entered: 11/24/2017)
11/27/2017		Set/Reset Deadlines: Plaintiff's sample for the Vaughn Index due by 3/15/2018. Defendant's Motion for Summary Judgment due by 6/13/2018. Plaintiff's opposition to Defendant's Motion for Summary Judgment and Cross-Motion due by 8/14/2018. Defendant's reply in support of its Motion for Summary Judgment and opposition to the Plaintiff's Cross-Motion due by 10/16/2018. Plaintiff's reply in support of its Cross-Motion due by 12/17/2018. (hmc) (Entered: 11/27/2017)
03/15/2018	<u>88</u>	MOTION for Extension of Time to File <i>Designation of Sample</i> by RYAN NOAH SHAPIRO (Attachments: # <u>1</u> Text of Proposed Order)(Light, Jeffrey) (Entered: 03/15/2018)
03/16/2018	<u>89</u>	NOTICE of Defendant's consent by RYAN NOAH SHAPIRO re <u>88</u> MOTION for Extension of Time to File <i>Designation of Sample</i> (Light, Jeffrey) (Entered: 03/16/2018)
03/16/2018		MINUTE ORDER (paperless) GRANTING, with the defendant's consent, <i>see</i> <u>89</u> Notice of Defendant's Consent, the plaintiff's <u>88</u> Motion for Extension of Time to Designate Sample. The plaintiff shall, by March 19, 2018, designate a sample for the <i>Vaughn</i> index. Signed by Chief Judge Beryl A. Howell on March 16, 2018. (lcbah4) (Entered: 03/16/2018)
03/16/2018		Set/Reset Deadlines: Plaintiff's designation of a sample for the Vaughn Index due by 3/19/2018. (tg) (Entered: 03/16/2018)
03/19/2018	<u>90</u>	NOTICE by RYAN NOAH SHAPIRO re Order,,, (Attachments: # <u>1</u> Exhibit Designation of Bates pages, # <u>2</u> Exhibit Exemption 7(A) Subjects)(Light, Jeffrey) (Entered: 03/19/2018)
06/13/2018	<u>91</u>	Consent MOTION for Extension of Time to <i>File Defendant's Motion for Summary Judgment</i> by DEPARTMENT OF JUSTICE (Adebonojo, Kenneth) (Entered: 06/13/2018)
06/13/2018		MINUTE ORDER (paperless) GRANTING, with the plaintiff's consent, the defendant's <u>91</u> Motion to Enlarge Time to File Defendant's Motion for Summary Judgment. The defendant shall, by July 27, 2018, file any motion for summary judgment. The plaintiff shall, by September 28, 2018, file any opposition to the defendant's motion and any cross-motion for summary judgment. The defendant shall, by November 28, 2018, file any reply in support of its motion for summary judgment and any opposition to the plaintiff's cross-motion for summary judgment. The plaintiff shall, by January 25, 2019, file any reply in support of his cross-motion for summary judgment. Signed by Chief Judge Beryl A. Howell on June 13, 2018. (lcbah4) (Entered: 06/13/2018)
06/13/2018		Set/Reset Deadlines: Summary Judgment motion due by 7/27/2018; Cross-Motion and Opposition to Motion for Summary Judgment due by 9/28/2018; Opposition to Cross-Motion and Reply to Opposition to Motion for Summary Judgment due by 11/28/2018; Reply to Opposition to Cross-Motion due by 1/25/2019. (tg) (Entered: 06/13/2018)



07/27/2018	<u>92</u>	Consent MOTION for Extension of Time to <i>File Defendant's Motion for Summary Judgment</i> by DEPARTMENT OF JUSTICE (Adebonojo, Kenneth) (Entered: 07/27/2018)
07/27/2018		MINUTE ORDER (paperless) GRANTING the defendant's <u>92</u> Motion to Enlarge Time to File Defendant's Motion for Summary Judgment. The defendant shall, by September 4, 2018, file any motion for summary judgment. The plaintiff shall, by November 5, 2018, file any opposition to the defendant's motion and any cross-motion for summary judgment. The defendant shall, by January 4, 2019, file any reply in support of its motion and any opposition to the plaintiff's cross-motion for summary judgment. The plaintiff shall, by March 4, 2019, file any reply in support of its cross-motion. Signed by Chief Judge Beryl A. Howell on July 27, 2018. (lcbah4) (Entered: 07/27/2018)
07/30/2018		Set/Reset Deadlines: Summary Judgment motion due by 9/4/2018; Cross-Motion and Opposition to Motion for Summary Judgment due by 11/5/2018; Opposition to Cross-Motion and Reply to Opposition to Motion for Summary Judgment due by 1/4/2019; Reply to Opposition to Cross Motion due by 3/4/2019. (tg) (Entered: 07/30/2018)
09/04/2018	<u>93</u>	Consent MOTION for Extension of Time to <i>File Defendant's Motion for Summary Judgment</i> by DEPARTMENT OF JUSTICE (Adebonojo, Kenneth) (Entered: 09/04/2018)
09/05/2018		MINUTE ORDER (paperless) GRANTING, <i>nunc pro tunc</i> , the defendant's <u>93</u> Consent Motion to Enlarge Time to File Defendant's Motion for Summary Judgment. The defendant shall, by October 4, 2018, file any motion for summary judgment. The plaintiff shall, by December 5, 2018, file any opposition to the defendant's motion and any cross-motion for summary judgment. The defendant shall, by February 4, 2019, file any reply in support of its motion and any opposition to the plaintiff's cross-motion for summary judgment. The plaintiff shall, by April 3, 2019, file any reply in support of its cross-motion. Signed by Chief Judge Beryl A. Howell on September 5, 2018. (lcbah4) (Entered: 09/05/2018)
09/05/2018		Set/Reset Deadlines: Summary Judgment motion due by 10/4/2018; Cross-Motion and Opposition to Motion for Summary Judgment due by 12/5/2018; Opposition to Cross-Motion and Reply to Opposition to Motion for Summary Judgment due by 2/4/2019; Reply to Opposition to Cross-Motion due by 4/3/2019. (tg) (Entered: 09/05/2018)
10/03/2018	<u>94</u>	Consent MOTION for Extension of Time to <i>File Defendant's Motion for Summary Judgment</i> by DEPARTMENT OF JUSTICE (Adebonojo, Kenneth) (Entered: 10/03/2018)
10/04/2018		MINUTE ORDER (paperless) GRANTING the defendant's unopposed <u>94</u> Motion to Enlarge Time to File Defendant's Motion for Summary Judgment. The defendant shall, by October 11, 2018, file any motion for summary judgment. The plaintiff shall, by December 12, 2018, file any opposition to the defendant's motion and any cross-motion for summary judgment. The defendant shall, by February 11, 2019, file any reply in support of its motion and any opposition to the plaintiff's cross-motion for summary judgment. The plaintiff shall, by April 10, 2019, file any reply in support of its cross-motion. Signed by Chief Judge Beryl A. Howell on October 4, 2018. (lcbah4) (Entered: 10/04/2018)
10/04/2018		Set/Reset Deadlines: Defendant's summary judgment motion due by 10/11/2018; plaintiff's cross-motion and opposition to Motion for Summary Judgment due by 12/12/2018; defendant's opposition to cross-motion and reply to Motion for Summary Judgment due by 2/11/2019; plaintiff's reply to opposition to cross motions due by 4/10/2019. (tg) (Entered: 10/04/2018)
10/10/2018	<u>95</u>	Final MOTION for Extension of Time to <i>File Defendant's Motion for Summary Judgment</i> by DEPARTMENT OF JUSTICE (Adebonojo, Kenneth) (Entered: 10/10/2018)
10/12/2018		MINUTE ORDER (paperless) GRANTING, over the plaintiff's objection, the defendant's <u>95</u> Motion to Enlarge Time to File Defendant's Motion for Summary Judgment. The defendant shall, by October 19, 2018, file any motion for summary judgment. The plaintiff shall, by December 20, 2018, file any opposition to the

		defendant's motion and any cross-motion for summary judgment. The defendant shall, by February 19, 2019, file any reply in support of its motion and any opposition to the plaintiff's cross-motion for summary judgment. The plaintiff shall, by April 18, 2019, file any reply in support of its cross-motion. Signed by Chief Judge Beryl A. Howell on October 12, 2018. (lcbah3) (Entered: 10/12/2018)
10/12/2018		Set/Reset Deadlines: Defendant's motion for summary judgment due by 10/19/2018. Plaintiff's opposition to Defendant's motion and cross-motion for summary judgment due by 12/20/2018. Defendant's reply in support of its motion for summary judgment and any opposition to Plaintiff's cross-motion due by 2/19/2019. Plaintiff's reply in support of its cross-motion due by 4/18/2019. (hmc) (Entered: 10/12/2018)
10/19/2018	<u>96</u>	Final MOTION for Extension of Time to <i>File Defendant's Motion for Summary Judgment</i> by DEPARTMENT OF JUSTICE (Adebonojo, Kenneth) (Entered: 10/19/2018)
10/22/2018		MINUTE ORDER (paperless) GRANTING, <i>nunc pro tunc</i> , over the plaintiff's objection, the defendant's <u>96</u> Motion to Enlarge Time to File Defendant's Motion for Summary Judgment. Accordingly, the defendant's deadline for filing any motion for summary judgment is enlarged by a single business day. The defendant shall, by October 22, 2018, file any motion for summary judgment. The plaintiff shall, by December 24, 2018, file any opposition to the defendant's motion and any cross-motion for summary judgment. All other deadlines remain as specified by the Court's Order of October 12, 2018. Signed by Chief Judge Beryl A. Howell on October 22, 2018. (lcbah4) (Entered: 10/22/2018)
10/22/2018		Set/Reset Deadlines: Defendant's motion for summary judgment due by 10/22/2018; plaintiff's cross-motion and opposition to motion for summary judgment due by 12/24/2018. (tg) (Entered: 10/22/2018)
10/22/2018	<u>97</u>	MOTION for Summary Judgment by DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Facts, # <u>3</u> Declaration Attachment 1, # <u>4</u> Exhibit Exhibit A, # <u>5</u> Exhibit, # <u>6</u> Exhibit, # <u>7</u> Exhibit, # <u>8</u> Exhibit, # <u>9</u> Exhibit, # <u>10</u> Exhibit, # <u>11</u> Declaration Attachment 2, # <u>12</u> Exhibit Exhibit A, # <u>13</u> Exhibit, # <u>14</u> Exhibit, # <u>15</u> Exhibit)(Adebonojo, Kenneth) (Entered: 10/22/2018)
12/19/2018	<u>98</u>	Consent MOTION for Extension of Time to File Response/Reply as to <u>97</u> MOTION for Summary Judgment <i>and Cross-Motion for Summary Judgment</i> by RYAN NOAH SHAPIRO (Attachments: # <u>1</u> Text of Proposed Order)(Light, Jeffrey) (Entered: 12/19/2018)
12/19/2018		MINUTE ORDER (paperless) GRANTING the plaintiff's unopposed <u>98</u> Motion for Extension of Time to File Opposition to the Defendant's Motion for Summary Judgment and Cross-Motion for Summary Judgment. Accordingly, the plaintiff shall, by January 22, 2019, file any opposition to the defendant's motion for summary judgment and any cross-motion for summary judgment. The defendant shall, by March 19, 2019, file any reply in support of its motion and any opposition to the plaintiff's cross-motion for summary judgment. The plaintiff shall, by May 20, 2019, file any reply in support of its cross-motion. Signed by Chief Judge Beryl A. Howell on December 19, 2018. (lcbah4) (Entered: 12/19/2018)
12/20/2018		Set/Reset Deadlines: Cross-Motion and Opposition to Motion for Summary Judgment due by 1/22/2019; Opposition to Cross-Motion and Reply to Opposition to Motion for Summary Judgment due by 3/19/2019; Reply to Opposition to Cross Motion due by 5/20/2019. (tg) (Entered: 12/20/2018)
01/18/2019	<u>99</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>97</u> MOTION for Summary Judgment by RYAN NOAH SHAPIRO (Attachments: # <u>1</u> Text of Proposed Order)(Light, Jeffrey) (Entered: 01/18/2019)
01/22/2019		MINUTE ORDER (paperless) GRANTING the plaintiff's unopposed <u>99</u> Motion for Extension of Time to File Opposition to the Defendant's Motion for Summary Judgment and Cross-Motion for Summary Judgment. Accordingly, the plaintiff shall, by February 25, 2019, file any opposition to the defendant's motion for summary judgment and any cross-motion for summary judgment. The defendant shall, by April 22, 2019, file any reply in support of its motion and any opposition to the plaintiff's cross-motion for summary judgment. The plaintiff shall, by June 21, 2019, file any

		reply in support of its cross-motion. Signed by Chief Judge Beryl A. Howell on January 22, 2019. (lcbah4) (Entered: 01/22/2019)
01/22/2019		Set/Reset Deadlines: Cross-Motion and Opposition to Motion for Summary Judgment due by 2/25/2019; Opposition to Cross-Motion and Reply to Opposition to Motion for Summary Judgment due by 4/22/2019; Reply to Opposition to Cross Motion due by 6/21/2019. (tg) (Entered: 01/22/2019)
02/21/2019	<u>100</u>	Consent MOTION for Extension of Time to File Response/Reply as to <u>97</u> MOTION for Summary Judgment by RYAN NOAH SHAPIRO (Attachments: # <u>1</u> Text of Proposed Order)(Light, Jeffrey) (Entered: 02/21/2019)
02/22/2019		MINUTE ORDER (paperless) GRANTING the plaintiff's unopposed <u>100</u> Motion for a One-Day Extension of Time to File Opposition to the Defendant's Motion for Summary Judgment and Cross-Motion for Summary Judgment. Accordingly, the plaintiff shall, by February 26, 2019, file any opposition to the defendant's motion for summary judgment and any cross-motion for summary judgment. The defendant shall, by April 23, 2019, file any reply in support of its motion and any opposition to the plaintiff's cross-motion for summary judgment. The previously scheduled June 21, 2019 deadline for the plaintiff to file any reply remains the same. Signed by Chief Judge Beryl A. Howell on February 22, 2019. (lcbah4) (Entered: 02/22/2019)
02/22/2019		Set/Reset Deadlines: Plaintiff's cross-motion and opposition to motion for summary judgment due by 2/26/2019; defendant's opposition to cross-motion and reply to opposition to motion for summary judgment due by 4/23/2019; plaintiff's reply to opposition to cross Motion due by 6/21/2019. (tg) (Entered: 02/22/2019)
02/26/2019	<u>101</u>	Consent MOTION for Extension of Time to File Response/Reply as to <u>97</u> MOTION for Summary Judgment by RYAN NOAH SHAPIRO (Attachments: # <u>1</u> Text of Proposed Order)(Light, Jeffrey) (Entered: 02/26/2019)
02/27/2019		MINUTE ORDER (paperless) GRANTING the plaintiff's <u>101</u> Consent Motion for Extension of Time to File Opposition to the Defendant's Motion for Summary Judgment and Cross-Motion for Summary Judgment. Accordingly, the plaintiff shall, by February 27, 2019, file any opposition to the defendant's motion for summary judgment and any cross-motion for summary judgment. The defendant shall, by April 24, 2019, file any reply in support of its motion and any opposition to the plaintiff's cross-motion for summary judgment. The previously scheduled June 21, 2019 deadline for the plaintiff to file any reply remains the same. Signed by Chief Judge Beryl A. Howell on February 27, 2019. (lcbah4) (Entered: 02/27/2019)
02/27/2019		Set/Reset Deadlines: Plaintiff's Cross-Motion and Opposition to Motion for Summary Judgment due by 2/27/2019; Defendant's Opposition to Cross-Motion and Reply to Opposition to Motion for Summary Judgment due by 4/24/2019; Plaintiff's Reply to Opposition to Cross Motion remains due by 6/21/2019. (tg) (Entered: 02/27/2019)
02/27/2019	<u>102</u>	MOTION for Discovery pursuant to Rule 56(d) by RYAN NOAH SHAPIRO (Attachments: # <u>1</u> Exhibit 1-8, # <u>2</u> Declaration Jeffrey Light)(Light, Jeffrey) (Entered: 02/27/2019)
02/27/2019	<u>103</u>	Consent MOTION for Leave to File Excess Pages by RYAN NOAH SHAPIRO (Attachments: # <u>1</u> Text of Proposed Order)(Light, Jeffrey) (Entered: 02/27/2019)
02/27/2019	<u>104</u>	Memorandum in opposition to re <u>97</u> MOTION for Summary Judgment filed by RYAN NOAH SHAPIRO. (Attachments: # <u>1</u> Exhibit 1-10, # <u>2</u> Exhibit 11-20, # <u>3</u> Exhibit 21-30, # <u>4</u> Exhibit 31-40, # <u>5</u> Exhibit 41-50, # <u>6</u> Supplement Addendum, # <u>7</u> Statement of Facts, # <u>8</u> Text of Proposed Order)(Light, Jeffrey) (Entered: 02/27/2019)
02/27/2019	<u>105</u>	Cross MOTION for Summary Judgment by RYAN NOAH SHAPIRO (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <u>5</u> Exhibit, # <u>6</u> Exhibit, # <u>7</u> Supplement Addendum, # <u>8</u> Statement of Facts, # <u>9</u> Text of Proposed Order)(Light, Jeffrey) (Entered: 02/28/2019)
02/28/2019		MINUTE ORDER (paperless) GRANTING the plaintiff's <u>103</u> Consent Motion for Leave to Exceed Page Limit in plaintiff's Opposition to the Defendant's Motion for Summary Judgment and Cross-Motion for Summary Judgment. Accordingly, the plaintiff's <u>104</u> Opposition to the Defendant's Motion for Summary Judgment and <u>105</u> Cross-Motion for Summary Judgment have been properly filed with the Court. Signed

		by Chief Judge Beryl A. Howell on February 28, 2019. (lcbah4) (Entered: 02/28/2019)
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